

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re Application Of:

Bert VOGELSTEIN, *et al.*

Serial No: 09/780,566

Filed: February 12, 2001

For: CDK4 IS A TARGET OF c-MYC

BOX: MISSING PARTS

Group Art No. 1614

Examiner: TBA

Docket No. 01107.00092

**PRELIMINARY AMENDMENT IN RESPONSE TO**  
**NOTICE TO COMPLY**

Assistant Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Dear Sir:

Applicants submit herewith a computer readable and paper form of a sequence listing for the subject application. Please add the sequence listing to the end of the application. The content of the two forms is identical, and adds no new matter to the application as originally filed.

Please charge any fee which may be associated with the filing of this paper to our Deposit Account No. 19-0733.

**IN THE SPECIFICATION**

At page 4, paragraph 6, substitute the following paragraph:

A2 Fig. 2 B. Alignment of the human (SEQ ID NO: 13) and mouse *CDK4* (SEQ ID NO: 14) promoter sequence upstream of the TSS. Identical residues are shaded black and the identical MBS are shaded gray.

At page 9, paragraph 5, which spans page 10, substitute the following paragraph: